## **REMARKS**

Claims 1-4 are currently pending. No claims have been amended, added or canceled.

## **Double Patenting Rejection**

The Examiner reiterated the rejection of Claim 1 under the judicially created doctrine of Obviousness-Type Double Patenting as being unpatentable over Claims 1-20 of U.S. Patent No. 5,622,939 and Claims 1-7, 21-30 of U.S. Patent No. 5,817,643.

Terminal Disclaimers over U.S. Patent Nos. 5,622,939 and 5,817,643 are being filed with this Amendment. The filing of these Terminal Disclaimers renders the rejection moot.

Reconsideration and withdrawal are respectfully requested.

## <u>Information Disclosure Statement</u>

An Information Disclosure Statement (IDS) was filed on November 21, 2003. The Examiner requested copies of select references. Enclosed please find a PTO-1449 Form with the requested references as identified on November 21, 2003. Applicants request that the Examiner consider the references and initial the enclosed PTO-1449 form.

## **CONCLUSION**

In view of the above amendments and remarks, it is believed that all claims are in condition for allowance, and it is respectfully requested that the application be passed to issue. If the Examiner feels that a telephone conference would expedite prosecution of this case, the Examiner is invited to call the undersigned.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

Pamela A. Torpey

Registration No. 45,736 Telephone: (978) 341-0036 Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated